

Part 2

Emergency Contraception Services

26-21b-201 Emergency contraception services for a victim of sexual assault.

- (1) Except as provided in Subsection (2), a designated facility shall provide the following services to a victim of sexual assault:
 - (a) provide the victim with written and oral medical information regarding emergency contraception that is unbiased, accurate, and generally accepted by the medical community as being scientifically valid;
 - (b) orally inform the victim of sexual assault that the victim may obtain emergency contraception at the designated facility;
 - (c) offer a complete regimen of emergency contraception to a victim of sexual assault;
 - (d) provide, at the designated facility, emergency contraception to the victim of sexual assault upon her request;
 - (e) maintain a protocol, prepared by a physician, for the administration of emergency contraception at the designated facility to a victim of sexual assault; and
 - (f) develop and implement a written policy to ensure that a person is present at the designated facility, or on-call, who:
 - (i) has authority to dispense or prescribe emergency contraception, independently, or under the protocol described in Subsection (1)(e), to a victim of sexual assault; and
 - (ii) is trained to comply with the requirements of this section.
- (2) A freestanding urgent care center is exempt from the requirements of Subsection (1) if:
 - (a) there is a general acute hospital or a critical access hospital within 30 miles of the freestanding urgent care center; and
 - (b) an employee of the freestanding urgent care center provides the victim with:
 - (i) written and oral medical information regarding emergency contraception that is unbiased, accurate, and generally accepted by the medical community as being scientifically valid; and
 - (ii) the name and address of the general acute hospital or critical access hospital described in Subsection (2)(a).
- (3) A practitioner shall comply with Subsection (4) with regard to a person who is a victim of sexual assault, if the person presents to receive medical care, or receives medical care, from the practitioner at a location that is not a designated facility.
- (4) A practitioner described in Subsection (3) shall:
 - (a) provide the victim with written and oral medical information regarding emergency contraception that is unbiased, accurate, and generally accepted by the medical community as being scientifically valid; and
 - (b)
 - (i)
 - (A) orally inform the victim of sexual assault that the victim may obtain emergency contraception at the facility where the practitioner is located; and
 - (B) provide emergency contraception to the victim of sexual assault, if she requests emergency contraception; or
 - (ii) inform the victim of sexual assault of the nearest location where she may obtain emergency contraception.

Amended by Chapter 140, 2010 General Session

